

REFERENCE TITLE: state capitol restoration recapture districts

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
Second Regular Session  
2008

## HB 2598

Introduced by  
Representatives Adams, Ableser, Farley, Gallardo, Prezelski: Bradley,  
Cajero Bedford, Clark, Crandall, Crump, DeSimone, Hershberger, Lopes,  
McClure, Murphy, Nelson, Paton, Tobin, Weiers J, Senators Aboud, Garcia,  
Soltero

### AN ACT

AMENDING TITLE 41, CHAPTER 8, ARTICLE 4, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-1366; AMENDING SECTION 42-5029, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2006, CHAPTER 351, SECTION 7 AND CHAPTER 354, SECTION 27; REPEALING SECTION 42-5029, ARIZONA REVISED STATUTES, AS AMENDED BY LAWS 2007, CHAPTER 276, SECTION 1; AMENDING TITLE 42, CHAPTER 5, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 42-5030.02; AMENDING TITLE 48, ARIZONA REVISED STATUTES, BY ADDING CHAPTER 38; BLENDING MULTIPLE ENACTMENTS; RELATING TO STATE CAPITOL CENTENNIAL RESTORATION AND ECONOMIC RECAPTURE DISTRICTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 41, chapter 8, article 4, Arizona Revised Statutes,  
3 is amended by adding section 41-1366, to read:

4 41-1366. State capitol centennial restoration trust fund

5 A. THE STATE CAPITOL CENTENNIAL RESTORATION TRUST FUND IS ESTABLISHED  
6 CONSISTING OF MONIES DEPOSITED PURSUANT TO SECTION 42-5030.02, LEGISLATIVE  
7 APPROPRIATIONS, GIFTS, GRANTS AND OTHER REVENUES AS AUTHORIZED BY LAW.

8 B. THE LEGISLATIVE GOVERNMENTAL MALL COMMISSION SHALL ADMINISTER THE  
9 FUND. ON NOTICE FROM THE CHAIRMAN OF THE COMMISSION, THE STATE TREASURER  
10 SHALL INVEST AND DIVEST MONIES IN THE FUND AS PROVIDED BY SECTION 35-313, AND  
11 MONIES EARNED FROM INVESTMENT SHALL BE CREDITED TO THE FUND. MONIES IN THE  
12 FUND ARE EXEMPT FROM THE PROVISIONS OF SECTION 35-190 RELATING TO LAPSING OF  
13 APPROPRIATIONS.

14 C. THE MONIES IN THE FUND ARE SUBJECT TO APPROPRIATION SOLELY FOR THE  
15 PURPOSE OF THE RESTORATION, RENOVATION, CONSTRUCTION, RECONSTRUCTION,  
16 IMPROVEMENT AND MAINTENANCE OF THE STATE CAPITOL BUILDING, AS DEFINED IN  
17 SECTION 41-790, INCLUDING THE COSTS OF INFRASTRUCTURE, IMPROVEMENTS, REAL AND  
18 PERSONAL PROPERTY, ENGINEERING AND ARCHITECTURAL SERVICES AND FINANCING, AND  
19 OTHER CAPITAL COSTS AND ASSOCIATED APPURTENANCES.

20 Sec. 2. Section 42-5029, Arizona Revised Statutes, as amended by Laws  
21 2006, chapter 351, section 7 and chapter 354, section 27, is amended to read:

22 42-5029. Remission and distribution of monies; definition

23 A. The department shall deposit, pursuant to sections 35-146 and  
24 35-147, all revenues collected under this article and articles 4, 5 and 8 of  
25 this chapter pursuant to section 42-1116, separately accounting for:

26 1. Payments of estimated tax under section 42-5014, subsection D.

27 2. Revenues collected pursuant to section 42-5070.

28 3. Revenues collected under this article and article 5 of this chapter  
29 from and after June 30, 2000 from sources located on Indian reservations in  
30 this state.

31 4. Revenues collected pursuant to section 42-5010, subsection G and  
32 section 42-5155, subsection D.

33 B. The department shall credit payments of estimated tax to an  
34 estimated tax clearing account and each month shall transfer all monies in  
35 the estimated tax clearing account to a fund designated as the transaction  
36 privilege and severance tax clearing account. The department shall credit  
37 all other payments to the transaction privilege and severance tax clearing  
38 account, separately accounting for the monies designated as distribution base  
39 under sections 42-5010, 42-5164, 42-5205 and 42-5353. Each month the  
40 department shall report to the state treasurer the amount of monies collected  
41 pursuant to this article and articles 4, 5 and 8 of this chapter.

42 C. On notification by the department, the state treasurer shall  
43 distribute the monies deposited in the transaction privilege and severance  
44 tax clearing account in the manner prescribed by this section and by sections

1 42-5164, 42-5205 and 42-5353, after deducting warrants drawn against the  
2 account pursuant to sections 42-1118 and 42-1254.

3 D. Of the monies designated as distribution base the department shall:

4 1. Pay twenty-five per cent to the various incorporated municipalities  
5 in this state in proportion to their population to be used by the  
6 municipalities for any municipal purpose.

7 2. Pay 38.08 per cent to the counties in this state by averaging the  
8 following proportions:

9 (a) The proportion that the population of each county bears to the  
10 total state population.

11 (b) The proportion that the distribution base monies collected during  
12 the calendar month in each county under this article, section 42-5164,  
13 subsection B, section 42-5205, subsection B and section 42-5353 bear to the  
14 total distribution base monies collected under this article, section 42-5164,  
15 subsection B, section 42-5205, subsection B and section 42-5353 throughout  
16 the state for the calendar month.

17 3. Pay an additional 2.43 per cent to the counties in this state as  
18 follows:

19 (a) Average the following proportions:

20 (i) The proportion that the assessed valuation used to determine  
21 secondary property taxes of each county, after deducting that part of the  
22 assessed valuation that is exempt from taxation at the beginning of the month  
23 for which the amount is to be paid, bears to the total assessed valuations  
24 used to determine secondary property taxes of all the counties after  
25 deducting that portion of the assessed valuations that is exempt from  
26 taxation at the beginning of the month for which the amount is to be paid.  
27 Property of a city or town that is not within or contiguous to the municipal  
28 corporate boundaries and from which water is or may be withdrawn or diverted  
29 and transported for use on other property is considered to be taxable  
30 property in the county for purposes of determining assessed valuation in the  
31 county under this item.

32 (ii) The proportion that the distribution base monies collected during  
33 the calendar month in each county under this article, section 42-5164,  
34 subsection B, section 42-5205, subsection B and section 42-5353 bear to the  
35 total distribution base monies collected under this article, section 42-5164,  
36 subsection B, section 42-5205, subsection B and section 42-5353 throughout  
37 the state for the calendar month.

38 (b) If the proportion computed under subdivision (a) of this paragraph  
39 for any county is greater than the proportion computed under paragraph 2 of  
40 this subsection, the department shall compute the difference between the  
41 amount distributed to that county under paragraph 2 of this subsection and  
42 the amount that would have been distributed under paragraph 2 of this  
43 subsection using the proportion computed under subdivision (a) of this  
44 paragraph and shall pay that difference to the county from the amount  
45 available for distribution under this paragraph. Any monies remaining after

1 all payments under this subdivision shall be distributed among the counties  
2 according to the proportions computed under paragraph 2 of this subsection.

3 4. After any distributions required by sections 42-5030, 42-5030.01,  
4 42-5030.02, 42-5031, 42-5032 and 42-5032.01, and after making any transfer to  
5 the water quality assurance revolving fund as required by section 49-282,  
6 subsection B, credit the remainder of the monies designated as distribution  
7 base to the state general fund. From this amount:

8 (a) The legislature shall annually appropriate to:

9 (i) The department of revenue sufficient monies to administer and  
10 enforce this article and articles 5 and 8 of this chapter.

11 (ii) The department of economic security monies to be used for the  
12 purposes stated in title 46, chapter 1.

13 (iii) The firearms safety and ranges fund established by section  
14 17-273, fifty thousand dollars derived from the taxes collected from the  
15 retail classification pursuant to section 42-5061 for the current fiscal  
16 year.

17 (b) The state treasurer shall transfer to the tourism fund an amount  
18 equal to the sum of the following:

19 (i) Three and one-half per cent of the gross revenues derived from the  
20 transient lodging classification pursuant to section 42-5070 during the  
21 preceding fiscal year.

22 (ii) Three per cent of the gross revenues derived from the amusement  
23 classification pursuant to section 42-5073 during the preceding fiscal year.

24 (iii) Two per cent of the gross revenues derived from the restaurant  
25 classification pursuant to section 42-5074 during the preceding fiscal year.

26 E. If approved by the qualified electors voting at a statewide general  
27 election, all monies collected pursuant to section 42-5010, subsection G and  
28 section 42-5155, subsection D shall be distributed each fiscal year pursuant  
29 to this subsection. The monies distributed pursuant to this subsection are  
30 in addition to any other appropriation, transfer or other allocation of  
31 public or private monies from any other source and shall not supplant,  
32 replace or cause a reduction in other school district, charter school,  
33 university or community college funding sources. The monies shall be  
34 distributed as follows:

35 1. If there are outstanding state school facilities revenue bonds  
36 pursuant to title 15, chapter 16, article 7, each month one-twelfth of the  
37 amount that is necessary to pay the fiscal year's debt service on outstanding  
38 state school improvement revenue bonds for the current fiscal year shall be  
39 transferred each month to the school improvement revenue bond debt service  
40 fund established by section 15-2084. The total amount of bonds for which  
41 these monies may be allocated for the payment of debt service shall not  
42 exceed a principal amount of eight hundred million dollars exclusive of  
43 refunding bonds and other refinancing obligations.

44 2. After any transfer of monies pursuant to paragraph 1 of this  
45 subsection, twelve per cent of the remaining monies collected during the

1 preceding month shall be transferred to the technology and research  
2 initiative fund established by section 15-1648 to be distributed among the  
3 universities for the purpose of investment in technology and research-based  
4 initiatives.

5 3. After the transfer of monies pursuant to paragraph 1 of this  
6 subsection, three per cent of the remaining monies collected during the  
7 preceding month shall be transferred to the workforce development account  
8 established in each community college district pursuant to section 15-1472  
9 for the purpose of investment in workforce development programs.

10 4. After transferring monies pursuant to paragraphs 1, 2 and 3 of this  
11 subsection, one-twelfth of the amount a community college that is owned,  
12 operated or chartered by a qualifying Indian tribe on its own Indian  
13 reservation would receive pursuant to section 15-1472, subsection D,  
14 paragraph 2 if it were a community college district shall be distributed each  
15 month to the treasurer or other designated depository of a qualifying Indian  
16 tribe. Monies distributed pursuant to this paragraph are for the exclusive  
17 purpose of providing support to one or more community colleges owned,  
18 operated or chartered by a qualifying Indian tribe and shall be used in a  
19 manner consistent with section 15-1472, subsection B. For THE purposes of  
20 this paragraph, "qualifying Indian tribe" has the same meaning as defined in  
21 section 42-5031.01, subsection D.

22 5. After transferring monies pursuant to paragraphs 1, 2 and 3 of this  
23 subsection, one-twelfth of the following amounts shall be transferred each  
24 month to the department of education for the increased cost of basic state  
25 aid under section 15-971 due to added school days and associated teacher  
26 salary increases enacted in 2000:

- 27 (a) In fiscal year 2001-2002, \$15,305,900.
- 28 (b) In fiscal year 2002-2003, \$31,530,100.
- 29 (c) In fiscal year 2003-2004, \$48,727,700.
- 30 (d) In fiscal year 2004-2005, \$66,957,200.
- 31 (e) In fiscal year 2005-2006 and each fiscal year thereafter,  
32 \$86,280,500.

33 6. After transferring monies pursuant to paragraphs 1, 2 and 3 of this  
34 subsection, seven million eight hundred thousand dollars is appropriated each  
35 fiscal year, to be paid in monthly installments, to the department of  
36 education to be used for school safety as provided in section 15-154 and two  
37 hundred thousand dollars is appropriated each fiscal year, to be paid in  
38 monthly installments to the department of education to be used for the  
39 character education matching grant program as provided in section 15-154.01.

40 7. After transferring monies pursuant to paragraphs 1, 2 and 3 of this  
41 subsection, no more than seven million dollars may be appropriated by the  
42 legislature each fiscal year to the department of education to be used for  
43 accountability purposes as described in section 15-241 and title 15, chapter  
44 9, article 8.

1           8. After transferring monies pursuant to paragraphs 1, 2 and 3 of this  
2 subsection, one million five hundred thousand dollars is appropriated each  
3 fiscal year, to be paid in monthly installments, to the failing schools  
4 tutoring fund established by section 15-241.

5           9. After transferring monies pursuant to paragraphs 1, 2 and 3 of this  
6 subsection, twenty-five million dollars shall be transferred each fiscal year  
7 to the state general fund to reimburse the general fund for the cost of the  
8 income tax credit allowed by section 43-1072.01.

9           10. After the payment of monies pursuant to paragraphs 1 through 9 of  
10 this subsection, the remaining monies collected during the preceding month  
11 shall be transferred to the classroom site fund established by section  
12 15-977. The monies shall be allocated as follows in the manner prescribed by  
13 section 15-977:

14           (a) Forty per cent shall be allocated for teacher compensation based  
15 on performance.

16           (b) Twenty per cent shall be allocated for increases in teacher base  
17 compensation and employee related expenses.

18           (c) Forty per cent shall be allocated for maintenance and operation  
19 purposes.

20           F. The department shall credit the remainder of the monies in the  
21 transaction privilege and severance tax clearing account to the state general  
22 fund, subject to any distribution required by section 42-5030.01.

23           G. Notwithstanding subsection D of this section, if a court of  
24 competent jurisdiction finally determines that tax monies distributed under  
25 this section were illegally collected under this article or articles 5 and 8  
26 of this chapter and orders the monies to be refunded to the taxpayer, the  
27 department shall compute the amount of such monies that was distributed to  
28 each city, town and county under this section. The department shall notify  
29 the state treasurer of that amount plus the proportionate share of additional  
30 allocated costs required to be paid to the taxpayer. Each city's, town's and  
31 county's proportionate share of the costs shall be based on the amount of the  
32 original tax payment each municipality and county received. Each month the  
33 state treasurer shall reduce the amount otherwise distributable to the city,  
34 town and county under this section by one thirty-sixth of the total amount to  
35 be recovered from the city, town or county until the total amount has been  
36 recovered, but the monthly reduction for any city, town or county shall not  
37 exceed ten per cent of the full monthly distribution to that entity. The  
38 reduction shall begin for the first calendar month after the final  
39 disposition of the case and shall continue until the total amount, including  
40 interest and costs, has been recovered.

41           H. On receiving a certificate of default from the greater Arizona  
42 development authority pursuant to section 41-1554.06 or 41-1554.07 and to the  
43 extent not otherwise expressly prohibited by law, the state treasurer shall  
44 withhold from the next succeeding distribution of monies pursuant to this  
45 section due to the defaulting political subdivision the amount specified in

1 the certificate of default and immediately deposit the amount withheld in the  
2 greater Arizona development authority revolving fund. The state treasurer  
3 shall continue to withhold and deposit the monies until the greater Arizona  
4 development authority certifies to the state treasurer that the default has  
5 been cured. In no event may the state treasurer withhold any amount that the  
6 defaulting political subdivision certifies to the state treasurer and the  
7 authority as being necessary to make any required deposits then due for the  
8 payment of principal and interest on bonds of the political subdivision that  
9 were issued before the date of the loan repayment agreement or bonds and that  
10 have been secured by a pledge of distributions made pursuant to this section.

11 I. Except as provided by sections 42-5033 and 42-5033.01, the  
12 population of a county, city or town as determined by the most recent United  
13 States decennial census plus any revisions to the decennial census certified  
14 by the United States bureau of the census shall be used as the basis for  
15 apportioning monies pursuant to subsection D of this section.

16 J. EXCEPT AS OTHERWISE PROVIDED BY THIS SUBSECTION, ON NOTICE FROM THE  
17 DEPARTMENT OF REVENUE PURSUANT TO SECTION 42-6010, SUBSECTION B, THE STATE  
18 TREASURER SHALL WITHHOLD FROM THE DISTRIBUTION OF MONIES PURSUANT TO THIS  
19 SECTION TO THE AFFECTED CITY OR TOWN THE AMOUNT OF THE PENALTY FOR BUSINESS  
20 LOCATION MUNICIPAL TAX INCENTIVES PROVIDED BY THE CITY OR TOWN TO A BUSINESS  
21 ENTITY THAT LOCATES A RETAIL BUSINESS FACILITY IN THE CITY OR TOWN. THE  
22 STATE TREASURER SHALL CONTINUE TO WITHHOLD MONIES PURSUANT TO THIS SUBSECTION  
23 UNTIL THE ENTIRE AMOUNT OF THE PENALTY HAS BEEN WITHHELD. THE STATE  
24 TREASURER SHALL CREDIT ANY MONIES WITHHELD PURSUANT TO THIS SUBSECTION TO THE  
25 STATE GENERAL FUND AS PROVIDED BY SUBSECTION D, PARAGRAPH 4 OF THIS SECTION.  
26 THE STATE TREASURER SHALL NOT WITHHOLD ANY AMOUNT THAT THE CITY OR TOWN  
27 CERTIFIES TO THE DEPARTMENT OF REVENUE AND THE STATE TREASURER AS BEING  
28 NECESSARY TO MAKE ANY REQUIRED DEPOSITS OR PAYMENTS FOR DEBT SERVICE ON BONDS  
29 OR OTHER LONG-TERM OBLIGATIONS OF THE CITY OR TOWN THAT WERE ISSUED OR  
30 INCURRED BEFORE THE LOCATION INCENTIVES PROVIDED BY THE CITY OR TOWN.

31 ~~K.~~ K. For the purposes of this section, "community college district"  
32 means a community college district that is established pursuant to sections  
33 15-1402 and 15-1403 and that is a political subdivision of this state.

34 Sec. 3. Repeal

35 Section 42-5029, Arizona Revised Statutes, as amended by Laws 2007,  
36 chapter 276, section 1, is repealed.

37 Sec. 4. Title 42, chapter 5, article 1, Arizona Revised Statutes, is  
38 amended by adding section 42-5030.02, to read:

39 42-5030.02. Distribution of revenues to state capitol  
40 centennial restoration and economic recapture  
41 districts

42 A. IF ONE OR MORE ECONOMIC RECAPTURE DISTRICTS ARE ESTABLISHED  
43 PURSUANT TO TITLE 48, CHAPTER 38 AND AFTER THE DELIVERY OF A RESOLUTION OF  
44 THE GOVERNING BOARD REQUESTING PAYMENT, THE STATE TREASURER SHALL PAY EACH  
45 MONTH, FROM THE AMOUNT DESIGNATED AS DISTRIBUTION BASE PURSUANT TO SECTION

1 42-5029, SUBSECTION D, THE AMOUNTS DETERMINED UNDER SUBSECTION B OF THIS  
2 SECTION TO THE STATE CAPITOL CENTENNIAL RESTORATION TRUST FUND ESTABLISHED BY  
3 SECTION 41-1366, AND TO THE RESPECTIVE DISTRICTS BEGINNING ON THE DATE  
4 IDENTIFIED IN THE RESOLUTION. THE PAYMENTS SHALL CONTINUE UNTIL THE  
5 OBLIGATIONS FOR DEBT SERVICE ON FINANCIAL INSTRUMENTS EXECUTED BY EACH  
6 DISTRICT ARE SATISFIED.

7 B. THE AMOUNT TO BE PAID EACH MONTH TO:

8 1. THE STATE CAPITOL CENTENNIAL RESTORATION TRUST FUND UNDER  
9 SUBSECTION A OF THIS SECTION IS FIFTEEN PER CENT OF THE NET NEW STATE  
10 TRANSACTION PRIVILEGE TAX REVENUES RECEIVED IN THE SECOND PRECEDING CALENDAR  
11 MONTH FROM ALL PERSONS LOCATED WITHIN THE DISTRICT BOUNDARIES CONDUCTING  
12 BUSINESS UNDER ANY BUSINESS CLASSIFICATION UNDER THIS ARTICLE AS COMPARED TO  
13 THE REVENUES RECEIVED IN THE SAME MONTH DURING THE TWELVE MONTHS BEFORE THE  
14 MONTH IN WHICH THE DISTRICT IS ESTABLISHED.

15 2. EACH DISTRICT UNDER SUBSECTION A OF THIS SECTION IS EIGHTY-FIVE PER  
16 CENT OF THE NEW STATE TRANSACTION PRIVILEGE TAX REVENUES RECEIVED IN THE  
17 SECOND PRECEDING CALENDAR MONTH FROM ALL PERSONS LOCATED WITHIN THE DISTRICT  
18 BOUNDARIES CONDUCTING BUSINESS UNDER ANY BUSINESS CLASSIFICATION UNDER THIS  
19 ARTICLE AS COMPARED TO THE REVENUES RECEIVED IN THE SAME MONTH DURING THE  
20 TWELVE MONTHS BEFORE THE MONTH IN WHICH THE DISTRICT IS ESTABLISHED.

21 Sec. 5. Title 48, Arizona Revised Statutes, is amended by adding  
22 chapter 38, to read:

23 CHAPTER 38  
24 STATE CAPITOL CENTENNIAL RESTORATION AND ECONOMIC  
25 RECAPTURE DISTRICTS  
26 ARTICLE 1. GENERAL PROVISIONS

27 48-6601. Definitions

28 IN THIS CHAPTER, UNLESS THE CONTEXT OTHERWISE REQUIRES:

29 1. "BOND" MEANS ANY OBLIGATION OF A DISTRICT AUTHORIZED AND ISSUED  
30 PURSUANT TO THIS CHAPTER, INCLUDING BONDS, LEASE-PURCHASE AND INSTALLMENT  
31 PURCHASE AGREEMENTS, CERTIFICATES OF PARTICIPATION IN A LEASE-PURCHASE OR  
32 INSTALLMENT PURCHASE AGREEMENT AND OBLIGATIONS THAT ARE AUTHORIZED AND ISSUED  
33 TO REFUND OR REFINANCE OBLIGATIONS THAT ARE AUTHORIZED AND ISSUED PURSUANT TO  
34 THIS CHAPTER.

35 2. "DISTRICT" MEANS AN ECONOMIC RECAPTURE DISTRICT ESTABLISHED  
36 PURSUANT TO THIS CHAPTER.

37 3. "JURISDICTION" MEANS A COUNTY, INCORPORATED CITY OR TOWN OR THE  
38 ARIZONA BOARD OF REGENTS.

39 4. "QUALIFIED EXPENSES" MEANS COSTS OF PUBLIC INFRASTRUCTURE, PUBLIC  
40 IMPROVEMENTS, REAL PROPERTY OWNED OR LEASED BY A PUBLIC ENTITY, ENGINEERING  
41 AND ARCHITECTURAL SERVICES, FINANCING, OTHER CAPITAL COSTS AND ASSOCIATED  
42 APPURTENANCES, EQUIPMENT, VEHICLES, FURNISHINGS AND OTHER PERSONAL PROPERTY  
43 AND PROMOTIONAL AND SECURITY COSTS.



1 GOVERNING BODY AT LEAST THIRTY CALENDAR DAYS BEFORE A PUBLIC HEARING ON THE  
2 PROPOSED DISTRICT.

3 2. SHALL HOLD AT LEAST ONE PUBLIC HEARING, ALLOWING OPPORTUNITY FOR  
4 PUBLIC COMMENT, ON THE PROPOSED DISTRICT. THE HEARING MUST BE HELD AT LEAST  
5 FOURTEEN DAYS BEFORE ADOPTING AN ORDINANCE OR RESOLUTION ESTABLISHING THE  
6 DISTRICT.

7 3. SHALL SUBMIT THE REPORT TO THE STATE CAPITOL AND ECONOMIC RECAPTURE  
8 OVERSIGHT COMMISSION FOR REVIEW AND COMMENT.

9 4. MAY ADOPT AN ORDINANCE OR RESOLUTION ESTABLISHING THE DISTRICT.  
10 THE ORDINANCE OR RESOLUTION SHALL INCLUDE:

11 (a) THE LEGAL DESCRIPTION OF THE BOUNDARIES OF THE DISTRICT.  
12 (b) THE INITIAL DATE FOR PAYMENTS.  
13 (c) AN APPROXIMATE DATE FOR THE FINANCIAL OBLIGATIONS TO BE SATISFIED.

14 5. SHALL NOTIFY THE STATE TREASURER OF THE DISTRICT'S FORMATION BY  
15 CERTIFIED MAIL. THE NOTICE SHALL INCLUDE A COPY OF THE ORDINANCE OR  
16 RESOLUTION AND A COPY OF THE REPORT AND MAP REQUIRED BY THIS SUBSECTION.

17 D. FOR A DISTRICT FORMED JOINTLY BY MORE THAN ONE JURISDICTION:

18 1. THE GOVERNING BODY OF EACH JURISDICTION SHALL FILE WITH THE CLERK  
19 OF EACH GOVERNING BODY IDENTICAL REPORTS THAT INCLUDE A MAP OF THE PROPOSED  
20 DISTRICT, THE LEGAL DESCRIPTION OF THE BOUNDARIES OF THE DISTRICT AND A  
21 DESCRIPTION OF THE PROPOSED ELEMENTS TO BE PROVIDED BY THE DISTRICT. THE  
22 REPORT SHALL BE FILED WITH THE CLERK OF EACH GOVERNING BODY AT LEAST THIRTY  
23 CALENDAR DAYS BEFORE THE FIRST PUBLIC HEARING ON THE PROPOSED DISTRICT.

24 2. EACH GOVERNING BODY SHALL HOLD AT LEAST ONE PUBLIC HEARING,  
25 ALLOWING OPPORTUNITY FOR PUBLIC COMMENT, ON THE PROPOSED DISTRICT. THE  
26 HEARING MUST BE HELD AT LEAST FOURTEEN DAYS BEFORE ADOPTING ANY ORDINANCE OR  
27 RESOLUTION ESTABLISHING THE DISTRICT.

28 3. THE GOVERNING BODIES SHALL SUBMIT THE REPORT TO THE STATE CAPITOL  
29 AND ECONOMIC RECAPTURE OVERSIGHT COMMISSION FOR REVIEW AND COMMENT.

30 4. THE GOVERNING BODIES MAY ADOPT A JOINT ORDINANCE OR RESOLUTION  
31 ESTABLISHING THE DISTRICT AND EXECUTE INTERGOVERNMENTAL AGREEMENTS, PURSUANT  
32 TO TITLE 11, CHAPTER 7, ARTICLE 3, FOR THE PURPOSE OF ESTABLISHING AND  
33 OPERATING THE DISTRICT. THE ORDINANCE OR RESOLUTION SHALL INCLUDE:

34 (a) THE LEGAL DESCRIPTION OF THE BOUNDARIES OF THE DISTRICT.  
35 (b) THE INITIAL DATE FOR PAYMENTS.  
36 (c) AN APPROXIMATE DATE FOR THE FINANCIAL OBLIGATIONS TO BE SATISFIED.

37 5. THE CHAIRPERSON OF THE DISTRICT SHALL NOTIFY THE STATE TREASURER OF  
38 THE DISTRICT'S FORMATION BY CERTIFIED MAIL. THE NOTICE SHALL INCLUDE A COPY  
39 OF THE ORDINANCE OR RESOLUTION AND A COPY OF THE REPORT AND MAP REQUIRED BY  
40 THIS SUBSECTION.

41 6. THE GOVERNING BODIES OF THE PARTICIPATING JURISDICTIONS SHALL SIT  
42 JOINTLY AS THE GOVERNING BOARD OF THE DISTRICT AND SHALL CHOOSE AMONG THEM A  
43 MEMBER TO SERVE AS THE CHAIRPERSON AND MAY APPOINT THE FINANCIAL OFFICER OF  
44 ONE OF THE JURISDICTIONS TO SERVE AS TREASURER. THE GOVERNING BOARD SHALL  
45 MEET AT LEAST ONCE EACH FISCAL YEAR.

1 E. AN ORDINANCE OR RESOLUTION FOR ESTABLISHING A DISTRICT UNDER  
2 SUBSECTION C OR D OF THIS SECTION SHALL NOT BE ADOPTED AS AN EMERGENCY  
3 MEASURE.

4 F. IN LIEU OF FORMING A DISTRICT PURSUANT TO SUBSECTION C OR D OF THIS  
5 SECTION, ONE OR MORE JURISDICTIONS MAY REFER THE ESTABLISHMENT OF THE  
6 DISTRICT TO A VOTE OF THE JURISDICTION'S QUALIFIED ELECTORS AS FOLLOWS:

7 1. THE GOVERNING BODY OF EACH JURISDICTION SHALL FILE WITH THE CLERK  
8 OF EACH GOVERNING BODY IDENTICAL REPORTS INCLUDING A MAP OF THE PROPOSED  
9 DISTRICT, THE LEGAL DESCRIPTION OF THE BOUNDARIES OF THE DISTRICT AND A  
10 DESCRIPTION OF THE PROPOSED ELEMENTS TO BE PROVIDED BY THE DISTRICT. THE  
11 REPORT SHALL BE FILED WITH THE CLERK OF EACH GOVERNING BODY AT LEAST THIRTY  
12 CALENDAR DAYS BEFORE THE FIRST PUBLIC HEARING ON THE PROPOSED DISTRICT.

13 2. EACH GOVERNING BODY SHALL HOLD AT LEAST ONE PUBLIC HEARING,  
14 ALLOWING OPPORTUNITY FOR PUBLIC COMMENT, ON THE PROPOSED DISTRICT. THE  
15 HEARING MUST BE HELD AT LEAST FOURTEEN DAYS BEFORE AN ELECTION PROPOSING THE  
16 ESTABLISHMENT OF THE DISTRICT.

17 3. THE ELECTION SHALL BE HELD IN THE PARTICIPATING JURISDICTIONS ON  
18 ONE OF THE CONSOLIDATED ELECTION DATES PRESCRIBED BY SECTION 16-204. A  
19 MAJORITY OF QUALIFIED ELECTORS CASTING AFFIRMATIVE VOTES ON THE PROPOSITION  
20 IN EACH PARTICIPATING JURISDICTION CONSTITUTES APPROVAL OF THE  
21 PROPOSITION. IF A MAJORITY OF ELECTORS IN ANY JURISDICTION DISAPPROVE THE  
22 PROPOSITION, THE PROPOSITION IS CONSIDERED TO HAVE FAILED.

23 4. AFTER THE RESULTS OF AN ELECTION APPROVING THE FORMATION OF THE  
24 DISTRICT ARE CERTIFIED, THE CHAIRPERSON OF THE DISTRICT SHALL NOTIFY THE  
25 STATE TREASURER OF THE DISTRICT'S FORMATION BY CERTIFIED MAIL. THE NOTICE  
26 SHALL INCLUDE A COPY OF THE CERTIFIED ELECTION RESULTS AND A COPY OF THE  
27 REPORT AND MAP REQUIRED BY THIS SUBSECTION.

28 5. THE GOVERNING BODIES OF THE PARTICIPATING JURISDICTIONS SHALL SIT  
29 JOINTLY AS THE GOVERNING BOARD OF THE DISTRICT AND SHALL CHOOSE AMONG THEM A  
30 MEMBER TO SERVE AS THE CHAIRPERSON AND MAY APPOINT THE FINANCIAL OFFICER OF  
31 ONE OF THE JURISDICTIONS TO SERVE AS TREASURER. THE GOVERNING BOARD SHALL  
32 MEET AT LEAST ONCE EACH FISCAL YEAR.

33 48-6604. Powers; open meeting; public records; conflicts of  
34 interest

35 A. THE GOVERNING BOARD, ON BEHALF OF THE DISTRICT, MAY:

36 1. SUE AND BE SUED.

37 2. ENTER INTO CONTRACTS AND INTERGOVERNMENTAL AGREEMENTS, PURSUANT TO  
38 TITLE 11, CHAPTER 7, ARTICLE 3, AS NECESSARY TO ADMINISTER AND OPERATE THE  
39 DISTRICT AND ANY PROPERTY OWNED BY OR UNDER THE JURISDICTION OF THE DISTRICT.

40 3. EMPLOY AN EXECUTIVE DIRECTOR AND ADMINISTRATIVE AND CLERICAL  
41 EMPLOYEES, OR CONTRACT FOR OTHER MANAGEMENT PERSONNEL, AND PRESCRIBE THE  
42 TERMS AND CONDITIONS OF THEIR EMPLOYMENT AS NECESSARY TO CARRY OUT THE  
43 PURPOSES OF THE DISTRICT.

44 4. ACQUIRE BY ANY LAWFUL MEANS AND OPERATE, MAINTAIN, ENCUMBER AND  
45 DISPOSE OF REAL AND PERSONAL PROPERTY AND INTERESTS IN PROPERTY.

- 1           5. RETAIN LEGAL COUNSEL AND OTHER PROFESSIONAL CONSULTANTS AS  
2 NECESSARY TO CARRY OUT THE PURPOSES OF THE DISTRICT.
- 3           6. USE REVENUES PAID TO THE DISTRICT PURSUANT TO SECTION 42-5030.02  
4 AND REVENUES THE DISTRICT MAY RECEIVE FROM OTHER SOURCES FOR THE PURPOSES SET  
5 FORTH IN THIS CHAPTER.
- 6           7. ENTER INTO AGREEMENTS WITH DEVELOPERS, CONTRACTORS, TENANTS AND  
7 OTHER USERS OF THE DISTRICT'S FACILITIES AS CONSIDERED TO BE APPROPRIATE.
- 8           8. PLEDGE ALL OR PART OF THE REVENUES PAID TO THE DISTRICT PURSUANT TO  
9 SECTION 42-5030.02 TO SECURE THE DISTRICT'S BONDS AND OTHER FINANCIAL  
10 OBLIGATIONS ISSUED OR INCURRED UNDER THIS CHAPTER FOR THE CONSTRUCTION OF ALL  
11 OR PART OF THE ELEMENTS OF THE DISTRICT.
- 12           9. PROVIDE FOR THE USE, MAINTENANCE AND OPERATION OF THE PROPERTIES  
13 AND INTERESTS CONTROLLED BY THE DISTRICT.
- 14           10. KEEP AND MAINTAIN A COMPLETE AND ACCURATE RECORD OF ALL  
15 PROCEEDINGS.
  - 16           B. THE PROCEEDINGS OF THE GOVERNING BOARD ARE OPEN TO THE PUBLIC AS  
17 REQUIRED BY TITLE 38, CHAPTER 3, ARTICLE 3.1.
  - 18           C. THE RECORDS OF THE DISTRICT ARE PUBLIC RECORDS AS PROVIDED BY TITLE  
19 39, CHAPTER 1.
  - 20           D. THE DIRECTORS, OFFICERS AND EMPLOYEES OF THE DISTRICT ARE SUBJECT  
21 TO TITLE 38, CHAPTER 3, ARTICLE 8 RELATING TO CONFLICTS OF INTEREST.
- 22           48-6605. Annual budget
  - 23           A. ON OR BEFORE JUNE 30 OF EACH YEAR, THE GOVERNING BOARD SHALL HOLD A  
24 PUBLIC MEETING TO ADOPT A BUDGET FOR THE FOLLOWING FISCAL YEAR THAT INCLUDES:
    - 25           1. RECEIPTS DURING THE PAST FISCAL YEAR.
    - 26           2. EXPENDITURES DURING THE PAST FISCAL YEAR.
    - 27           3. ESTIMATES OF AMOUNTS NECESSARY FOR EXPENSES DURING THE FOLLOWING  
28 FISCAL YEAR, INCLUDING AMOUNTS PROPOSED FOR:
      - 29           (a) COSTS OF MAINTAINING, OPERATING AND MANAGING THE DISTRICT'S  
30 FACILITIES.
      - 31           (b) PROMOTIONAL AND MARKETING EXPENSES OF THE DISTRICT FOR THE  
32 FOLLOWING YEAR.
    - 33           4. ANTICIPATED REVENUE TO THE DISTRICT IN THE FOLLOWING FISCAL YEAR.
    - 34           5. A COMPLETE ASSET AND LIABILITY STATEMENT.
    - 35           6. A STATEMENT OF PROFIT OR LOSS FROM OPERATIONS.
    - 36           7. CASH ON HAND AS OF THE DATE THE BUDGET IS ADOPTED AND THE  
37 ANTICIPATED BALANCE AT THE END OF THE CURRENT FISCAL YEAR.
    - 38           8. AN ITEMIZED STATEMENT OF COMMITMENTS, RESERVES AND ANTICIPATED  
39 OBLIGATIONS FOR THE FOLLOWING FISCAL YEAR.
  - 40           B. THE GOVERNING BOARD SHALL SUBMIT A COPY OF THE BUDGET TO THE CLERK  
41 OF THE APPROPRIATE COUNTY BOARD OF SUPERVISORS, THE CLERK OF THE GOVERNING  
42 BODIES OF EACH PARTICIPATING JURISDICTION AND THE STATE CAPITOL AND ECONOMIC  
43 RECAPTURE OVERSIGHT COMMISSION.
  - 44           C. THE BOARD MAY AMEND THE BUDGET ON A FINDING OF GOOD CAUSE.

1 48-6606. District bonds

2 A. THE DISTRICT, ON THE AFFIRMATIVE VOTE OF THE GOVERNING BOARD, MAY:

3 1. ISSUE NEGOTIABLE BONDS IN A PRINCIPAL AMOUNT AS IN ITS OPINION IS  
4 NECESSARY TO PROVIDE SUFFICIENT MONIES FOR QUALIFIED EXPENSES, MAINTAINING  
5 SUFFICIENT RESERVES TO SECURE THE BONDS, TO PAY THE NECESSARY COSTS OF  
6 ISSUING, SELLING AND REDEEMING THE BONDS AND TO PAY THE OTHER EXPENDITURES OF  
7 THE DISTRICT INCIDENTAL TO AND NECESSARY AND CONVENIENT TO CARRY OUT THE  
8 PURPOSES OF THIS CHAPTER.

9 2. REFUND ANY BONDS ISSUED, WHETHER OR NOT THE BONDS ARE SUBJECT TO  
10 REDEMPTION AT THAT TIME. THE BOARD MAY PROVIDE FOR INVESTING AND HOLDING THE  
11 PROCEEDS OF THE REFUNDING BONDS IN TRUST FOR THE BENEFIT OF THE HOLDERS OF  
12 THE BONDS BEING REFUNDED.

13 B. THE GOVERNING BOARD SHALL AUTHORIZE THE BONDS BY RESOLUTION. THE  
14 RESOLUTION SHALL PRESCRIBE:

15 1. THE RATE OR RATES OF INTEREST AND THE DENOMINATIONS OF THE BONDS.

16 2. THE DATE OR DATES OF THE BONDS AND THEIR MATURITY.

17 3. THE FORM OF THE BONDS.

18 4. THE MANNER OF EXECUTING THE BONDS.

19 5. THE MEDIUM AND PLACE OF PAYMENT.

20 6. THE TERMS OF REDEMPTION, WHICH MAY PROVIDE FOR A PREMIUM FOR EARLY  
21 REDEMPTION.

22 C. THE BONDS SHALL BE SOLD AT PUBLIC OR PRIVATE SALE OR THROUGH AN  
23 ONLINE BIDDING PROCESS AT THE PRICE AND ON THE TERMS DETERMINED BY THE BOARD.  
24 IF BONDS ARE SOLD THROUGH AN ONLINE BIDDING PROCESS, BIDS FOR THE BONDS THAT  
25 ARE ENTERED INTO THE SYSTEM MAY BE CONCEALED UNTIL A SPECIFIED TIME OR  
26 DISCLOSED IN THE ONLINE BIDDING PROCESS, MAY BE SUBJECT TO IMPROVEMENT IN  
27 FAVOR OF THE DISTRICT BEFORE A SPECIFIED TIME AND MAY BE FOR AN ENTIRE ISSUE  
28 OF BONDS OR SPECIFIED MATURITIES ACCORDING TO THE MANNER, TERMS AND NOTICE  
29 PROVISIONS ORDERED BY THE BOARD. FOR THE PURPOSES OF THIS SUBSECTION,  
30 "ONLINE BIDDING PROCESS" MEANS A PROCUREMENT PROCESS IN WHICH THE GOVERNING  
31 BOARD RECEIVES BIDS ELECTRONICALLY OVER THE INTERNET IN A REAL-TIME,  
32 COMPETITIVE BIDDING EVENT.

33 D. TO SECURE THE PRINCIPAL AND INTEREST ON THE BONDS, THE GOVERNING  
34 BOARD BY RESOLUTION MAY:

35 1. DIVIDE THE FUNDS OF THE DISTRICT INTO ANY NUMBER OF ACCOUNTS OR  
36 SUBACCOUNTS CONSIDERED TO BE NECESSARY TO SECURE BONDS OR OTHER OBLIGATIONS  
37 OF THE DISTRICT. ANY OF THE ACCOUNTS OR SUBACCOUNTS MAY BE PLEDGED OR  
38 ASSIGNED TO THE BONDHOLDERS AS SECURITY FOR THE BONDS OR TO A TRUSTEE WHO MAY  
39 BE APPOINTED TO ACT ON BEHALF OF THE BONDHOLDERS.

40 2. PROVIDE THAT BONDS ISSUED UNDER THIS SECTION MAY BE SECURED BY A  
41 FIRST LIEN ON ALL OR PART OF THE MONIES PAID TO THE DISTRICT OR INTO ANY  
42 ACCOUNT OR SUBACCOUNT OF THE DISTRICT.

43 3. PLEDGE OR ASSIGN TO OR IN TRUST FOR THE BENEFIT OF BONDHOLDERS ANY  
44 PART OF THE MONIES IN AN ACCOUNT OR SUBACCOUNT AS IS NECESSARY TO PAY AND

1 SECURE PAYMENT OF THE PRINCIPAL OF, OR INTEREST AND PREMIUM, IF ANY, ON, THE  
2 BONDS AS THEY COME DUE.

3 4. ESTABLISH PRIORITIES AMONG BONDHOLDERS BASED ON CRITERIA ADOPTED BY  
4 THE GOVERNING BOARD.

5 5. SET ASIDE, REGULATE AND DISPOSE OF RESERVES AND SINKING ACCOUNTS.

6 6. PROVIDE THAT THE PROCEEDS FROM THE SALE OF THE BONDS OR FROM ANY  
7 OTHER REVENUES OF THE DISTRICT MAY BE USED TO FULLY OR PARTLY FUND ANY  
8 RESERVES OR SINKING FUNDS ESTABLISHED BY THE BOND RESOLUTION.

9 7. PRESCRIBE THE PROCEDURE, IF ANY, BY WHICH THE TERMS OF ANY CONTRACT  
10 WITH BONDHOLDERS MAY BE AMENDED OR ABROGATED, THE AMOUNT OF BONDS THE HOLDERS  
11 OF WHICH MUST CONSENT TO AND THE MANNER IN WHICH CONSENT MAY BE GIVEN.

12 8. PROVIDE FOR PAYMENT, FROM THE PROCEEDS OF THE SALE OF THE BONDS OR  
13 FROM OTHER DISTRICT INCOME OR REVENUES, OF ALL LEGAL AND FINANCIAL EXPENSES  
14 INCURRED BY THE BOARD IN ISSUING, SELLING, DELIVERING AND PAYING THE BONDS  
15 AND ENGINEERING AND ARCHITECTURAL EXPENSES INCURRED BY THE GOVERNING BOARD IN  
16 DESIGNING AND CONSTRUCTING THE DISTRICT'S FACILITIES.

17 9. PROVIDE FOR PAYMENT OF ALL FEES, PREMIUMS, CHARGES OR COSTS  
18 PERTAINING TO BOND INSURANCE, CREDIT ENHANCEMENT, LIQUIDITY ENHANCEMENT OR  
19 ANY OTHER FACILITY OR SECURITY DEEMED NECESSARY BY THE GOVERNING BOARD TO  
20 BETTER SECURE THE BONDS.

21 10. PROVIDE FOR THE SERVICES OF TRUSTEES, COTRUSTEES, AGENTS,  
22 CONSULTANTS AND OTHER SPECIALIZED SERVICES WITH RESPECT TO THE BONDS.

23 11. PLACE ANY RESTRICTIONS ON REINVESTMENT YIELD ON THE BONDS OR ON ANY  
24 MONIES PLEDGED TO PAY THE BONDS IF NECESSARY TO COMPLY WITH FEDERAL INCOME  
25 TAX LAWS AND REGULATIONS TO GAIN ANY FEDERAL TAX BENEFITS AVAILABLE WITH  
26 RESPECT TO THE BONDS.

27 12. PAY ANY REBATES NECESSARY TO PRESERVE THE BONDS' TAX EXEMPT STATUS  
28 UNDER FEDERAL INCOME TAX LAWS.

29 13. DO ANY OTHER MATTERS WHICH IN ANY WAY MAY AFFECT THE SECURITY AND  
30 PROTECTION OF THE BONDS.

31 E. ANY PLEDGE MADE UNDER THIS ARTICLE IS VALID AND BINDING FROM THE  
32 TIME WHEN THE PLEDGE IS MADE. THE MONIES SO PLEDGED AND RECEIVED BY THE  
33 DISTRICT TREASURER TO BE PLACED IN DISTRICT ACCOUNTS ARE IMMEDIATELY SUBJECT  
34 TO THE LIEN OF THE PLEDGE WITHOUT ANY FUTURE PHYSICAL DELIVERY OR FURTHER  
35 ACT, AND ANY SUCH LIEN OF THE PLEDGE IS VALID OR BINDING AGAINST ALL PARTIES  
36 HAVING CLAIMS OF ANY KIND IN TORT, CONTRACT OR OTHERWISE AGAINST THE  
37 GOVERNING BOARD REGARDLESS OF WHETHER THE PARTIES HAVE NOTICE OF THE LIEN.  
38 THE OFFICIAL RESOLUTION OR TRUST INDENTURE OR ANY INSTRUMENT BY WHICH THIS  
39 PLEDGE IS CREATED, WHEN PLACED IN THE GOVERNING BOARD'S OFFICIAL RECORDS, IS  
40 NOTICE TO ALL CONCERNED OF THE CREATION OF THE PLEDGE, AND THOSE INSTRUMENTS  
41 NEED NOT BE RECORDED IN ANY OTHER PLACE.

42 F. NEITHER THE MEMBERS OF THE GOVERNING BOARD NOR ANY PERSON EXECUTING  
43 THE BONDS IS PERSONALLY LIABLE FOR THE PAYMENT OF THE BONDS. THE BONDS ARE  
44 VALID AND BINDING OBLIGATIONS NOTWITHSTANDING THAT BEFORE THE DELIVERY OF THE  
45 BONDS ANY OF THE PERSONS WHOSE SIGNATURES APPEAR ON THE BONDS CEASE TO BE

1 MEMBERS OF THE GOVERNING BOARD. FROM AND AFTER THE SALE AND DELIVERY OF THE  
2 BONDS, THEY ARE INCONTESTABLE BY THE GOVERNING BOARD.

3 G. THE GOVERNING BOARD, OUT OF ANY AVAILABLE MONIES, MAY PURCHASE  
4 BONDS, WHICH MAY THEREUPON BE CANCELED.

5 H. THIS STATE AND POLITICAL SUBDIVISIONS OF THIS STATE OTHER THAN THE  
6 DISTRICT ARE NOT LIABLE FOR ANY FINANCIAL OR OTHER OBLIGATIONS OF THE  
7 DISTRICT, AND THE FINANCIAL OR OTHER OBLIGATIONS DO NOT CONSTITUTE A DEBT OR  
8 LIABILITY OF THIS STATE OR ANY POLITICAL SUBDIVISION OF THIS STATE, OTHER  
9 THAN THE DISTRICT.

10 I. THE GOVERNING BOARD MAY SUBMIT ANY BONDS ISSUED UNDER THIS ARTICLE  
11 TO THE ATTORNEY GENERAL AFTER ALL PROCEEDINGS FOR THEIR AUTHORIZATION HAVE  
12 BEEN COMPLETED. ON SUBMISSION THE ATTORNEY GENERAL SHALL EXAMINE AND PASS ON  
13 THE VALIDITY OF THE BONDS AND THE REGULARITY OF THE PROCEEDINGS. IF THE  
14 PROCEEDINGS COMPLY WITH THIS ARTICLE, AND IF THE ATTORNEY GENERAL DETERMINES  
15 THAT, WHEN DELIVERED AND PAID FOR, THE BONDS WILL CONSTITUTE BINDING AND  
16 LEGAL OBLIGATIONS OF THE DISTRICT, THE ATTORNEY GENERAL SHALL CERTIFY ON THE  
17 BACK OF EACH BOND, IN SUBSTANCE, THAT IT IS ISSUED ACCORDING TO THE  
18 CONSTITUTION AND LAWS OF THIS STATE.

19 J. DISTRICT BONDS ISSUED UNDER THIS ARTICLE ARE SECURITIES IN WHICH  
20 PUBLIC OFFICERS AND BODIES OF THIS STATE AND OF MUNICIPALITIES AND POLITICAL  
21 SUBDIVISIONS OF THIS STATE, ALL COMPANIES, ASSOCIATIONS AND OTHER PERSONS  
22 CARRYING ON AN INSURANCE BUSINESS, ALL FINANCIAL INSTITUTIONS, INVESTMENT  
23 COMPANIES AND OTHER PERSONS CARRYING ON A BANKING BUSINESS, ALL FIDUCIARIES  
24 AND ALL OTHER PERSONS WHO ARE AUTHORIZED TO INVEST IN OBLIGATIONS OF THE  
25 COUNTY MAY PROPERLY AND LAWFULLY INVEST. THE BONDS ARE ALSO SECURITIES WHICH  
26 MAY BE DEPOSITED WITH PUBLIC OFFICERS OR BODIES OF THIS STATE AND  
27 MUNICIPALITIES AND POLITICAL SUBDIVISIONS OF THIS STATE FOR PURPOSES WHICH  
28 REQUIRE THE DEPOSIT OF STATE OR COUNTY BONDS OR OBLIGATIONS.